



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Raymond T. Hebert and Kevin R. Hempson

Assignee: Optimize Incorporated

Title: Infrared Audio-Video Interface For Head-Mounted Display

Serial No.: 09/756,648 Filing Date: January 3, 2001

Docket No.: 10206 M-10970 US

April 05, 2001

COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

**POWER OF ATTORNEY BY ASSIGNEE OF ENTIRE INTEREST**

Sir:

The above-identified assignee hereby revokes all powers of attorney previously given and appoints hereby the following attorney(s) and/or agent(s) to prosecute the above-identified application and to transact all business in the United States Patent and Trademark Office in connection therewith:

Alan H. MacPherson (24,423); Brian D. Ogonowsky (31,988); David W. Heid (25,875); Norman R. Klivans (33,003); Edward C. Kwok (33,938); David E. Steuber (25,557); Michael Shenker (34,250); Stephen A. Terrile (32,946); Peter H. Kang (40,350); Ronald J. Meetin (29,089); Ken John Koestner (33,004); Omkar K. Suryadevara (36,320); David T. Millers (37,396); Michael P. Adams (34,763); Robert B. Morrill (43,817); James E. Parsons (34,691); Philip W. Woo (39,880); Michael J. Halbert (40,633); Gary J. Edwards (41,008); Daniel P. Stewart (41,332); Tom Chen (42,406); Fabio E. Marino (43,339); Don C. Lawrence (31,975); Marc R. Ascolese (42,268); Carmen C. Cook (42,433); David G. Dolezal (41,711); Roberta P. Saxon (43,087); Mary Jo Bertani (42,321); Dale R. Cook (42,434); Sam G. Campbell (42,381); Matthew J. Brigham (44,047); Shireen Irani Bacon (40,494); Rory G. Bens (44,028); George Wolken, Jr. (30,441); John A. Odozynski (28,769); Paul E. Lewkowicz (44,870); Theodore P. Lopez (44,881); Eric Stephenson (38,321); Christopher Allenby (45,906); David C. Hsia (46,235); Mark J. Rozman (42,117); Margaret M. Kelton (44,182); Do Te Kim (46,231); Alex Chen (45,591); Monique M. Heyninck (44,763); Gregory J. Michelson (44,940); Jonathan Geld (44,702); Emmanuel Rivera (45,760); Jason FarHadian (42,523); Matthew J. Spark (43,453); Elaine H. Lo (41,158); Jon Hallman (42,622); Robert Strawbrich (36,692); Rita M. Wisor (41,382); Gregory Powell (47,005); Mark E. Schmidt (47,063); Rachel V. Leiterman (46,868); Joseph K. Hollinger (40,649); K. Alison de Runtz (37,119); James Hsue (29,545); Philip Yau (32,892); Gerald Parsons (24,486); Michael Cleveland (46,030); Brian A. Schar (45,076); Jack Musgrove (31,986); and Abdul R. Zindani (46,901).

LAW OFFICES OF  
SKJERVEN MORRILL  
MacPHERSON LLP  
25 METRO DRIVE  
SUITE 700  
SAN JOSE, CA 95110  
(408) 453-9200  
FAX (408) 453-7979

Customer Number 24251



Please address all correspondence and telephone calls regarding this application to:

David E. Steuber  
SKJERVEN MORRILL MacPHERSON LLP  
25 Metro Drive, Suite 700  
San Jose, California 95110  
Telephone: (408) 453-9200  
Telecopier: (408) 453-7979

***ASSIGNEE CERTIFICATION UNDER 37 CFR 3.73(B)***

The undersigned representative of the above-identified assignee certifies that the above-identified assignee is the assignee of the entire right, title and interest in the above-identified patent application by virtue of a chain of title from the inventor(s) of the above-identified patent application to the above-identified assignee as shown below:

A copy of the executed Assignment is attached.

The undersigned (whose title is supplied below) is empowered to sign this certificate on behalf of the above-identified assignee.

4-20-01

Date

Eric C. Miller (KB)

Eric C. Miller, President & CEO

LAW OFFICES OF  
SKJERVEN MORRILL  
MacPHERSON LLP

25 METRO DRIVE  
SUITE 700  
SAN JOSE, CA 95110  
(408) 453-9200  
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**ASSIGNMENT**

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Y

For good and valuable consideration, receipt of which is hereby acknowledged, we

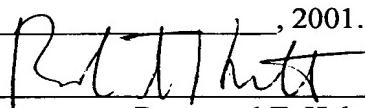
**RAYMOND T. HEBERT of Los Gatos, California**  
**KEVIN R. HEMPSON of Los Gatos, California**

hereby sell, assign and transfer to Optimize Incorporated, a California corporation, having a place of business at 420 Blossom Hill Road, Los Gatos, California 95032, its successors and assigns, the entire right, title and interest throughout the world in our invention in

**INFRARED AUDIO-VIDEO INTERFACE FOR HEAD-MOUNTED DISPLAY**

for which we filed a United States Patent Application on January 3, 2001, which now has Serial No. 09/756,648, and all patent applications and patents of every country for said invention, including divisions, reissues, continuations and extensions thereof, and all rights of priority resulting from the filing of said applications; we authorize the above-named assignee to apply for patents of foreign countries for said invention, and to claim all rights of priority without further authorization from us; we agree to execute all papers useful in connection with said United States and foreign applications, and generally to do everything possible to aid said assignee, their successors, assigns and nominees, at their request and expense, in obtaining and enforcing patents for said invention in all countries; and we request that the United States Patent and Trademark Office issue all patents granted for said invention to the above-named assignee, its successors and assigns.

Executed this 20<sup>th</sup> day of April

  
, 2001.

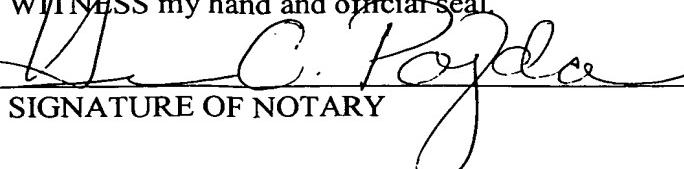
Raymond T. Hebert

State of California)  
) ss.  
County of Santa Clara)

On 4/20/01 before me, Heidi C. Pojda (notary) personally appeared **Raymond T. Hebert**, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.



WITNESS my hand and official seal

  
SIGNATURE OF NOTARY

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Executed this 20 day of April, 2001.

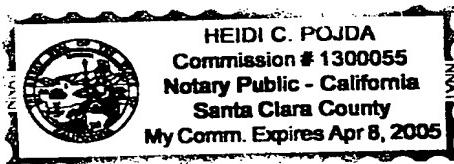
KRHS

Kevin R. Hempson

State of California)  
County of Santa Clara) ss.

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On 4/20/01 before me, Heidi C. Pojda, Notary  
personally appeared **Kevin R. Hempson**, personally known to me or proved to me on the  
basis of satisfactory evidence to be the person whose name is subscribed to the within  
instrument and acknowledged to me that he executed the same in his authorized capacity, and  
that by his signature on the instrument the person, or the entity upon behalf of which the  
person acted, executed the instrument.



WITNESS my hand and official seal.

Heidi C. Pojda  
SIGNATURE OF NOTARY

COPY

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Assignee: Optimize Incorporated  
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**VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS**  
**(37 CFR 1.9(F) & 1.27(C)) -- SMALL BUSINESS CONCERN**

Dear Sir:

I declare that I am an official empowered to act on behalf of the concern identified above as assignee.

Exclusive rights to the above invention as described in

- the specification filed herewith,  
 U.S. patent application Serial No. 09/756,648, filed January 3, 2001,  
have been conveyed to and remain with the above concern.

For purposes of paying reduced fees under Section 41 of Title 35 of the United States Code with regard to this invention, I declare that the above concern qualifies as a small business concern as defined in 37 CFR 1.9(d) and 13 CFR 121, and more particularly 13 CFR 121.802, namely, (a) the concern's number of employees, including those of its affiliates, does not exceed 500 persons, and (b) the concern has not assigned, granted, conveyed, or licensed, and is under no obligation to assign, grant, convey, or license, any rights in the invention to any person who made it and could not be classified as an independent inventor under 37 CFR 1.9(c), or to any concern which would not qualify as a nonprofit organization under 37 CFR 1.9(e) or a small business concern under 37 CFR 121.802.

I acknowledge my duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of

LAW OFFICES OF  
SKJERVEN MORRILL  
MacPHERSON LLP  
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SAN JOSE, CA 95110  
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paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate per 37 CFR 1.28(b).

I declare that all statements made herein of my own knowledge are true, all statements made herein on information and belief are believed to be true, and all statements made herein are made with the knowledge that whoever, in any matter within the jurisdiction of the Patent and Trademark Office, knowingly and willfully falsifies, conceals, or covers up by any trick, scheme, or device a material fact, or makes any false, fictitious or fraudulent statements or representations, or makes or uses any false writing or document knowing the same to contain any false, fictitious or fraudulent statement or entry, shall be subject to the penalties including fine or imprisonment or both as set forth under 18 U.S.C. 1001, and that violations of this paragraph may jeopardize the validity of the application or this document, or the validity or enforceability of any patent, trademark registration, or certificate resulting therefrom.

Signature: Eric Miller (KB) Date: 4-20-01

Official's Name: Eric C. Miller

Official's Title: President & CEO

Concern's Name: Optimize Incorporated

Concern's Address: 420 Blossom Hill Road, Los Gatos, California 95032

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MacPHERSON LLP

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